



Reprinted
January 25, 2012

SENATE BILL No. 271

DIGEST OF SB 271 (Updated January 24, 2012 2:48 pm - DI 103)

Citations Affected: IC 32-31.

Synopsis: Security deposits and motor vehicle liens. Prohibits a landlord from requiring a lien on a motor vehicle that is owned by a tenant as a security deposit or to secure the payment of rent by the tenant. Provides that, if a landlord accepts a lien on a motor vehicle as a security deposit, the landlord must file or record the lien and comply with requirements concerning security deposits to enforce the lien.

Effective: July 1, 2012.

Tallian, Bray, Holdman

January 4, 2012, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

January 5, 2012, pursuant to Senate Rule 68(b), reassigned to Committee on Insurance and Financial Institutions.

January 17, 2012, reported favorably — Do Pass.

January 24, 2012, read second time, amended, ordered engrossed.

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SB 271—LS 6703/DI 69+



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Second Regular Session 117th General Assembly (2012)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2011 Regular Session of the General Assembly.

SENATE BILL No. 271

A BILL FOR AN ACT to amend the Indiana Code concerning property.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 32-31-3-13.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2012]: **Sec. 13.5. A landlord may not require,**
4 **but may accept, a lien on a motor vehicle that is owned by a tenant**
5 **as a security deposit or to secure the payment of rent by the tenant.**
6 **If a landlord accepts a lien on a motor vehicle as security under**
7 **this section, the landlord must:**
8 (1) file or record the lien under IC 32-33; and
9 (2) comply with the requirements of IC 32-31-3 concerning
10 security deposits;
11 in order to enforce the lien.

SB 271—LS 6703/DI 69+



COMMITTEE REPORT

Madam President: The Senate Committee on Insurance and Financial Institutions, to which was referred Senate Bill No. 271, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 271 as introduced.)

PAUL, Chairperson

Committee Vote: Yeas 8, Nays 1.

SENATE MOTION

Madam President: I move that Senate Bill 271 be amended to read as follows:

Page 1, line 3, delete "not:" and insert "**not require, but may accept,**".

Page 1, delete lines 4 through 5.

Page 1, run in lines 3 through 6.

Page 1, line 7, after "tenant." insert "**If a landlord accepts a lien on a motor vehicle as security under this section, the landlord must:**

(1) file or record the lien under IC 32-33; and

(2) comply with the requirements of IC 32-31-3 concerning security deposits;

in order to enforce the lien."

(Reference is to SB 271 as printed January 18, 2012.)

TALLIAN

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